

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 29 1987

Returned to applicant for correction

Corrected application filed Map filed APR 29 1987

The applicant Leroy and Barbara Horn

Box 492

of Battle Mountain

Street and No. or P.O. Box No.

City or Town

Nevada 89820

State and Zip Code No.

hereby make application for permission to change the point of diversion and place of use

Point of diversion, manner of use, and/or place of use

permit #30040

of water heretofore appropriated under

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 5.4  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NE $\frac{1}{4}$ SE $\frac{1}{4}$  Section 6, T.29N., R.44E., M.D.M., from which the East quarter-section corner of said sec. 6 bears N.4 $^{\circ}$ 28'E., 820 ft.dist.  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$ SW $\frac{1}{4}$  Sec.36, T.30N., R.43E.,  
M.D.M., from which the South quarter-section corner of said sec.36 bears S. 89 $^{\circ}$ 50'E., 1871.0 ft.dist.  
If point of diversion is not changed, do not answer.
7. Proposed place of use T.29N., R.44E., Section 6: Lots 1 through 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$  and NE $\frac{1}{4}$ SE $\frac{1}{4}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use T.29N., R.43E. Sec. 1: NW $\frac{1}{4}$ ; Sec. 2: NE $\frac{1}{4}$  T.30N., R.43E.,  
Sec. 35: SE $\frac{1}{4}$ ; Sec. 36: SW $\frac{1}{4}$   
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, casing, turbine pump with motor pipelines and sprinkler system  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$35,000.00
13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use.....three years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of notices and correspondence to undersigned agent.

By.....s/William A. Nisbet  
William A. Nisbet, agent  
421 Court Street  
Elko, Nevada 89801

Compared.....bc/bl.....pm/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 30040 is issued subject to the terms and conditions imposed in said Permit 30040 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of this permit totally abrogates Permit 30040

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed.....5.4.....cubic feet per second, but not to exceed 1440 acre-feet annually, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....July 22, 1988

Proof of completion of work shall be filed before.....August 22, 1988

Application of water to beneficial use shall be made on or before.....July 22, 1988

Proof of the application of water to beneficial use shall be filed on or before.....August 22, 1988

Map in support of proof of beneficial use shall be filed on or before.....August 22, 1988

Completion of work filed.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS....., State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed.....my office, this.....16th.....day of.....September.....,

Cultural map filed.....

Certificate No.....Issued.....

2407 (Rev. 6-81)  
Abrogated By 54611-1 5.4 cfs 040 5-24-91  
Temp.

Abrogated By 54539 5.4 cfs

A.D. 19 87

  
State Engineer